

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK**

BALBIR PALLIAN, JASVINDER
PALLIAN AND KULDIP PALLIAN,

Plaintiffs,

-vs-

METLIFE BANK, NATIONAL
ASSOCIATION; FEDERAL HOME LOAN
MORTGAGE CORPORATION;
MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.; AND
“JOHN DOE” 1-5 and, “JANE DOE” 1-5 the
last ten names being fictitious, said parties
intended being undisclosed, unnamed and
unknown investors, participants, corporate or
other entities, conduits, trustees, servicers,
custodians and others, if any, having or
claiming an interest in, or lien upon the
premises described in the complaint,

Defendants.

METLIFE HOME LOANS, a division of
METLIFE BANK, N.A. and FEDERAL
HOME LOAN MORTGAGE
CORPORATION,

Third Party Plaintiffs,

-vs-

STEWART TITLE INSURANCE
COMPANY,

Third Party Defendant.

Civil Action No. 12-cv-04639-BMC

**STIPULATION OF DISMISSAL AS TO
PLAINTIFFS’ CLAIMS AGAINST
METLIFE HOME LOANS, A DIVISION
OF METLIFE BANK, NATIONAL
ASSOCIATION, FEDERAL HOME
LOAN MORTGAGE CORPORATION
AND MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.,
AND PROPOSED ORDER**

IT IS HEREBY STIPULATED by and between the Law Offices of Brian McCaffrey
(Brian McCaffrey, appearing) on behalf of Plaintiffs Balbir Pallian, Jasvinder Pallian and Kuldip
Pallian (“Plaintiffs”) and Duane Morris LLP (Brett L. Messinger, appearing) on behalf of

Defendants MetLife Home Loans, a division of MetLife Bank, N.A. (improperly pleaded as MetLife Bank, National Association), Federal Home Loan Mortgage Corporation and Mortgage Electronic Registration Systems, Inc. (collectively, “Defendants”), that Plaintiffs’ First Amended Complaint, and each of the Causes of Action within the First Amended Complaint, are hereby dismissed.¹ It is further agreed that the counterclaims and third party claims made by Defendants shall proceed and are not dismissed.

DUANE MORRIS LLP

/s/ Brett L. Messinger
Brett L. Messinger
Attorneys for Defendants
MetLife Home Loans, a division of
MetLife Bank, N.A., Federal Home Loan
Mortgage Corporation and Mortgage
Electronic Registration Systems, Inc.

LAW OFFICES OF BRIAN MCCAFFREY

/s/ Brian McCaffrey
Brian McCaffrey
Attorneys for Plaintiffs
Balbir Pallian, Jasvinder Pallian and
Kuldip Pallian

ORDER

It appearing the parties have agreed pursuant that the First Amended Complaint of Plaintiffs Balbir Pallian, Jasvinder Pallian and Kuldip Pallian (“Plaintiffs”) shall be dismissed, it is **HEREBY ORDERED** that Plaintiffs’ First Amended Complaint is hereby **DISMISSED**.

IT IS FURTHER ORDERED that this case shall remain open, and the counterclaims and third party claims shall not be dismissed and shall continue as against Plaintiffs and Stewart Title Insurance Company.

¹ Defendants’ Motion For Summary Judgment is due on April 5, 2013, and will be filed in regard to all claims, subject to the Court entry of this Order dismissing Plaintiffs’ direct claims against Defendants.

IT IS SO ORDERED: 4/5/13

Digitally signed by Brian M. Cogan

Brian M. Cogan, United States District Judge